

State of South Dakota

EIGHTY-SIXTH SESSION
LEGISLATIVE ASSEMBLY, 2011

400S0148

HOUSE BILL NO. 1015

Introduced by: The Committee on Health and Human Services at the request of the
Department of Health

1 FOR AN ACT ENTITLED, An Act to place certain substances on the controlled substances
2 schedule and to declare an emergency.

3 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF SOUTH DAKOTA:

4 Section 1. That § 34-20B-14 be amended to read as follows:

5 34-20B-14. Any material, compound, mixture, or preparation which contains any quantity
6 of the following hallucinogenic substances, their salts, isomers, and salts of isomers, is included
7 in Schedule I, unless specifically excepted, whenever the existence of such salts, isomers, and
8 salts of isomers is possible within the specific chemical designation:

- 9 (1) Bufotenine;
- 10 (2) Diethyltryptamine;
- 11 (3) Dimethyltryptamine;
- 12 (4) 5-methoxy-N, N-Dimethyltryptamine;
- 13 (5) 5-methoxy-3, 4-methylenedioxy amphetamine;
- 14 (6) 4-bromo-2, 5-dimethoxyamphetamine;
- 15 (7) 4-methoxyamphetamine;



- 1 (8) 4-methoxymethamphetamine;
- 2 (9) 4-methyl-2, 5-dimethoxyamphetamine;
- 3 (10) Hashish and hash oil;
- 4 (11) Ibogaine;
- 5 (12) Lysergic acid diethylamide;
- 6 (13) Mescaline;
- 7 (14) N-ethyl-3-piperidyl benzilate;
- 8 (15) N-methyl-3-piperidyl benzilate;
- 9 (16) 1-(-(2-thienyl)cyclohexyl) piperdine;
- 10 (17) Peyote, except that when used as a sacramental in services of the Native American
- 11 church in a natural state which is unaltered except for drying or curing and cutting
- 12 or slicing, it is hereby excepted.;
- 13 (18) Psilocybin;
- 14 (19) Psilocyn;
- 15 (20) Tetrahydrocannabinol, other than that which occurs in marijuana in its natural and
- 16 unaltered state;
- 17 (21) 3, 4, 5-trimethoxy amphetamine;
- 18 (22) 3, 4-methylenedioxy amphetamine;
- 19 (23) 3-methoxyamphetamine;
- 20 (24) 2, 5-dimethoxyamphetamine;
- 21 (25) 2-methoxyamphetamine;
- 22 (26) 2-methoxymethamphetamine;
- 23 (27) 3-methoxymethamphetamine;
- 24 (28) Phencyclidine;

- 1 (29) 3, 4-methylenedioxymethamphetamine (MDMA);
- 2 (30) 3, 4-methylenedioxy-N-ethylamphetamine;
- 3 (31) N-hydroxy-3, 4-methylenedioxyamphetamine;
- 4 (32) 4-methylaminorex (also known as 2-Amino-4-methyl/x-5-phenyl-2-oxazoline);
- 5 (33) 2,5 Dimethoxy-4-ethylamphetamine;
- 6 (34) N,N-Dimethylamphetamine;
- 7 (35) 1-(1-(2-thienyl)cyclohexyl)pyrrolidine;
- 8 (36) Aminorex;
- 9 (37) Cathinone;
- 10 (38) Methcathinone;
- 11 (39) 2,5-Dimethoxy-4-ethylamphetamine (DOET);
- 12 (40) Alpha-ethyltryptamine;
- 13 (41) 4-Bromo-2,5-dimethoxy phenethylamine;
- 14 (42) 2,5-dimethoxy-4-(n)-propylthiophenethylamine (2C-T-7);
- 15 (43) 1-(3-trifluoromethylphenyl) piperazine (TFMPP);
- 16 (44) Alpha-methyltryptamine (AMT);
- 17 (45) 5-methoxy-N,N-diisopropyltryptamine (5-MeO-DIPT);
- 18 (46) 5-methoxy-N,N-dimethyltryptamine (5-MeO-DMT);
- 19 (47) 5-(1,1-Dimethylheptyl)-2-[(1R,3S)-3-hydroxycyclohexyl]-phenol;
- 20 (48) 5-(1,1-Dimethyloctyl)-2-[(1R,3S)-3-hydroxycyclohexyl]-phenol;
- 21 (49) 1-Butyl-3-(1-naphthoyl)indole;
- 22 (50) 1-[2-(4-Morpholinyl)ethyl]-3-(1-naphthoyl)indole; and
- 23 (51) 1-Pentyl-3-(1-naphthoyl)indole.

24 Section 2. That § 34-20B-17 be amended to read as follows:

34-20B-17. Any of the following opiates, including their isomers, esters, ethers, salts, and salts of isomers, esters and ethers, is included in Schedule II, unless specifically excepted, whenever the existence of such isomers, esters, ethers, and salts is possible within the specific chemical designation:

- (1) Alphaprodine;
- (2) Anileridine;
- (3) Bezitramide;
- (4) Diphenoxylate;
- (5) Fentanyl;
- (6) Isomethadone;
- (7) Levomethorphan;
- (8) Levorphanol;
- (9) Metazocine;
- (10) Methadone;
- (11) Methadone-intermediate, 4-cyano-2-dimethylamine-1, 4-diphenyl butane;
- (12) Moramide-intermediate, 2-methyl-3-morpholino-1, 1-diphenylpropane-carboxylic acid;
- (13) Pethidine;
- (14) Pethidine-intermediate, A, 4-cyano-1-methyl-4-phenylpiperidine;
- (15) Pethidine-intermediate, B, ethyl-4-phenylpiperidine-4-carboxylate;
- (16) Pethidine-intermediate, C, 1-methyl-4-phenylpiperidine-4-carboxylic acid;
- (17) Phenazocine;
- (18) Piminodine;
- (19) Racemethorphan;

1 (20) Racemorphan;

2 (21) Sufentanil;

3 (22) Alfentanil;

4 (23) Carfentanil;

5 (24) Levo-alpha-acetylmethadol, also known as levo-alpha-acetylmethadyl acetate or
6 LAAM;

7 (25) Remifentanil;

8 (26) Oxymorphone;

9 (27) Oripavine (3-O-demethylthebaine or 6,7,8,14-tetradhydro-4,5-alpha-epoxy-6-
10 methoxy-17-methylmorphinan-3-ol);

11 (28) 4-anilino-N-phenethyl-4-piperidine (ANPP).

12 Section 3. Whereas, this Act is necessary for the immediate preservation of the public peace,
13 health, or safety, an emergency is hereby declared to exist, and this Act shall be in full force and
14 effect from and after its passage and approval.